



Application Serial No.: 10/769,902 Attorney Docket No.: 032028-0311140

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT

Donald H. STEDMAN et al.

APPLICATION OF:

SERIAL NO.: 10/769,902

**ATTORNEY** 

032028-0311140 (23439-099-401)

DOCKET NO:

FILING DATE: February 3, 2004

ART UNIT:

2857

EXAMINER

MARY C. BARAN

For:

EXHAUST OPACITY MEASURING DEVICE

### RESUBMISSION OF INFORMATION DISCLOSURE STATEMENT

#### Mail Stop Issue Fee

Commissioner for Patents P.O. Box 1450 Alexandria, VA. 22313-1450

Dear Sir:

An Information Disclosure Statement (I.D.S.) was filed by Applicants on <u>December 3</u>, <u>2004</u>. To date, however, Applicants have yet to receive a copy of the Form PTO-1449 signed by the Examiner indicating that this I.D.S. was considered. Accordingly, Applicants have provided herewith a copy of the I.D.S. submitted December 3, 2004 together with a stamped PTO Acknowledgement Receipt. It is respectfully requested the Examiner return an initialed and signed copy of the Form PTO-1449 for this submission.

Date: November 8, 2005

Respectfully submitted,

By:

Registration No. 47,429

Customer No. 00909

PILLSBURY WINTHROP SHAW PITTMAN LLP

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Appln. No: 10/769,902	Atty: Bradford C. Blaise/kdo		
First Inventor: Donald H. STEDMAN	Date: December 3, 2004		
Title: EXHAUST OPACITY MEASURING DEVICE			
	Attorney Docket No: 032028-0311140		

#### **ENCLOSED:**

- 1. Fee Transmittal (in duplicate);
- 2. Request for Continued Examination (RCE) (in duplicate);
- 3. Amendment Accompanying Request for Continued Examination (RCE);
- 4. Information Disclosure Statement; and
- 5. Form PTO-1449 with one (1) reference attached.
- \$ 790.00 Total Fee Charged to Deposit Account

CURRENT DUE DATE: December 10, 2004



# Customer No. 00909

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	)	Docket No.: 032028-0311140			
Donald H. STEDMAN et al.	)	Confirmation No.: 9183			
Serial No.: 10/769,902	)	Examiner: Mary C. Baran			
Filed: February 3, 2004	)	Group Art Unit: 2857			
FOR FYHAUST OPACITY MEASURING DEVICE					

## INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants hereby make of record in the above-identified application the document listed on the attached Form PTO-1449.

Applicants have listed a publication date on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication date should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

Serial No. 10/769,902 Docket No.: 032028-0311140

This Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a request for continued examination under 37 C.F.R. 1.114.

No certification or fee is required. 37 C.F.R. 1.97(b).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449.

Respectfully submitted,

PILLSBURY WINTHROP LLP

Bradford C. Plaise
Registration No.: 47,429

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Dated: December 3, 2004

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				DATE CONSIDERED					

EXAMINER

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.